6572840/2022/VIG-I-PRR01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR & RD Dept – Allegations of irregularities in execution of five (5) works and causing total loss of Rs.4,13,962/- in Gajapathinagaram (M), Vizianagaram District - Charges against Sri M. Madhusudhana Rao, former M.E.O., MPP, Gajapathinagaram and presently working as A.E., PIU Sub-Division, Rajamahendravaram, E.G. District – Charge proved in the regular inquiry - penalty Imposed - Orders –Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No.873 **Dated:28.10.2022.**

Read the following:

1. From the ENC,PR, Letter No. Vig.I(10/748236/2017, dated: 30.01.2018.
2. G.O.Rt.No.1239, P.R.&R.D (Vig.I)Department, Dt: 06.11.2018.
3. G.O.Rt.No.1240, PR.&RD(Vig. I) Department, Dt: 06.11.2018.
4. From the ENC, PR, Letter No. Vig. I (1)/.748236/2017, dated: 24.06.2019.
5. G.O.Rt.No.712, PR&RD (Vig. I)Department, Dt: 21.11.2019.
6. From Sri P. Vijaya Kumar, EE, PR (PIU), Vizianagaram and the S.E, PR, Vizianagaram (FAC), Letter Rc. No. 28/2018/A1, dt: 08.07.2020.
7. G.O.Rt.No. 503, PR&RD (Vig. I) Department, Dt: 28.08.2020.
8. From the SE, PR, Visaskhapatnam and E.O, Letter Rc.No. C/1189/2019/A4, dated: 22.09.2021.
9. Govt.Memo.No.5002/Vig.I/2018-6,PR&RD (Vig. I) Department, Dt: 17.11.2021.
10. Govt.Memo.No.5002/Vig.I/2018-7,PR&RD(Vig.I) Department, Dt: 17.11.2021.
11. From the ENC, PR, Letter No. Vig. I (1)/.748236/2017, dated: 07.12.2021.
12. From Sri M. MadhusudhanaRao, former MEO, MPP, Gajapathinagaram and presently working as Asst. Engineer, PIU Sub-Division, Rajamahendravaram, E.G. District, representation dt: 03.1.2022.

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ORDER:-

On the allegations of irregularities in execution of five (5) works by spending Rs.4.18 lakhs under Mandal Parishad Grant works in Bangarampeta and Bhoodevipeta villages in Gajapathinagaram(M), Vizianagaram District, Government in the reference 2nd read above have initiated common disciplinary proceedings under Rule 24 of APCS (CC&A) Rules, 1991 duly framing following article of charge under Rule 20 of above said Rules vide reference 3rd read above against Sri M. Madhusudhana Rao, Mandal Engineering Officer,MPP, Gajapathinagaram, Vizianagaram District, with a direction to submit his written statement of defence.

Charge :

That Sri M.MadhusudhanaRao, MEO, MPP, Gajapathinagaram, Vizianagaram District, has misused his official position in execution of five (05) No. of works taken up under MP Grant in Bangarampeta and Bhoodevipeta (v) in Gajapathinagaram(M)

(P.T.O)

in Vizianagaram District by incurring expenditure of Rs.4,13,962/- without executing gravel works and caused loss to be Government.

By his above mentioned act, Sri M.Madhusudhana Rao, MEO, MPP, Gajapathinagaram, Vizianagaram District, failed to discharge his duties, not shown devotion to duty and exhibited conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964

2. In the reference 4th read above, the Engineer-in-Chief, Panchayat Raj has furnished dated acknowledgement copy relating to service of charges on the charged officer on 29.04.2019. But the Charged Officer has not submitted his Written Statement of Defence.

3. After examination of the matter, Government have taken decision to conduct regular inquiry into the charge framed against the above charged officer and also against two (2) other co-charged officers viz., Smt. K.Rama Mani, Mandal Parishad Development Officer, Gajapathinagaram and Sri D. Sivaram, Deputy Executive Engineer, PR, Gajapathinagaram (Retd.) who are also involved in the case.

4. Accordingly, in the reference 5th read above, Government have appointed the Superintending Engineer, Panchayat Raj, Vizianagaram as the Inquiry Authority to inquire into the charges framed against the all the (3) charged officers in the matter. Subsequently, Government after considering the report received in the reference 6th read above, have appointed the Superintending Engineer, PR, Visakhapatnam as the Inquiry Authority vide reference 7th read above in place of the Superintending Engineer, PR, Vizianagaram.

5. In the reference 8th read above, the Superintending Engineer, PR, Visakhapatnam and Inquiry Authority has furnished inquiry report along with his findings on each charged officer. In the findings the Inquiring Authority, among others, has held that the charge is held proved against the charged officer Sri M. Madhusudhana Rao, former MEO, MPP, Gajapathiangaram.

6. Government have examined the inquiry report and observe that as per the inquiry report the total loss of Rs.4,13,962/- has been recovered from the two (2) Charged Officers viz,. (1) Sri M. Madhusudhana Rao, MEO and (2) Smt. K. Rama Mani, the then Mandal Parishad Development Officer, Gajapatinagaram leaving the 3rd charged officer Sri D. Sivaram, Deputy Executive Engineer, PR, Gajapathinagaram, who is technical sanctioning authority and check measurement authority and he is also responsible.

7. Accordingly, vide reference 9th read above, Government, among others, have communicated the copy of the Inquiry report to the charged officer Sri M. Madhusudhana Rao, former MEO, MPP, Gajapathinagaram, Vizianagaram District for submitting his representation, if any on the findings of the Inquiry Authority. Simultaneously, vide reference 10th read above, the ENC, PR has been requested to apportion the total loss of Rs.4,13,962/- among three (3) Charged Officers based on the rules duly fixing the ratio and send his report so as to take further action in the matter.

8. In the reference 11th read above, the ENC, PR has furnished report duly stating that the total loss of Rs.4,13,962/- caused in the matter has to

(Continued on page3)

be recovered equally among the above three (3) charged officers and requested the Government to take further action being authority competent.

9. In the reference 12th read above, the charged officer Sri M. Madhusudhana Rao, former MEO, MPP, Gajapathinagaram and presently working as Asst. Engineer, PIU Sub-Division, Rajamahendravaram, E.G. District has submitted representation duly stating that he being as MEO had recorded the details of works in the M.Books and after check measurements done by the Dy.EE, PR Sub-Division, Gajapathingaram and also further process has been taken for making payments to the work executing agencies. An amount of Rs.2,06,981/- being 50% of loss was already been recovered from him and requested to consider his representation and take a lenient view and to absolve him from the charge in the matter.

10. Government have examined the matter and observe that thecharge against all the (3) Charged Officers relating to misuse of their official position in execution of five(5) No. of works in Bangarampeta and Bhoodevipeta (v) in Gajapathinagaram (M) in Vizianagaram District by incurring expenditure of Rs.4,13,962/- has been held proved in the regular inquiry. As such the request of the Charged Officer Sri M. Madhusudhana Rao, M.E.O / A.E (PR) to absolve him from the charge is devoid of merits. He is liable for punishment besides recovery of loss. However before the regular enquiry, an amount of Rs.2,06,981/- as been recovered from him out of the total loss of Rs. 4,13,962/-. The ENC, PR vide report 7.12.2021 has recommended to apportion the total lossamong the (3) Charged Officers. In such a case an amount of Rs. 68,994/- to be refunded to him by way of adjustment from the previous amount Rs.2,06,981/- already recovered from him.

11. Accordingly, Government after careful examination of the matter have decided and hereby order to impose a penalty of stoppage of one (1) annual grade increment without cumulative effect under Rule 9 (iv) of A.P.C.S (CC&A) Rules, 1991 against Sri M. Madhusudhana Rao, former MEO, MPP,Gajapathinagaram, Vizianagaram District and presently working as Asst. Engineer, PIU Sub-Division, Rajamahendravaram, East Godavari District in the mater.

12. The Engineer-in-Chief, Panchayat Raj, A.P, Vijayawada is requested to take necessary action accordingly in thematter and to refund an amount of Rs. 68,994/- to the individual by way of adjustment of previous amount Rs.2,06,981/- already recovered from him in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Engineer- in-Chief, Panchayat Raj, Andhra Pradesh., Vijayawada.
Sri M. Madhusudhana Rao, former MEO, MPP,Gajapathinagaram, Vizianagaram District and presently working as Asst. Engineer, PIU Sub-Division, Rajamahendravaram, East Godavari District**through** Engineer- in-Chief, Panchayat Raj, A.P., Vijayawada.
(with a request to serve the order on the individual and furnish the dated acknowledgment copy)

Copy to:-
The Secretary to Vigilance Commission,
Andhra Pradesh Vigilance Commission, Velagapudi.

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The OSD to Hon'ble Dy. C.M for PR&RD.,
PS to Prl. Secy. to Govt, PR&RD. Dept.,
The PR&RD (Estt. I) Department.
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER